

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
PEL 2840

First named inventor: Boecker Conf. No: 9217
Application No.: 10/574,373 Group Art Unit: 3763
Filed: 12/03/2007 Examiner: Szmaj, Brian Scott
Title: Method and apparatus for a variable user interface

Commissioner for Patents
Box DAC
Alexandria, VA 22313

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application because abandoned for failure to file a timely and proper reply to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal Disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and
- (4) Statement that the entire delay was unintentional/

1. Petition fee

- ☒ Small entity – fee \$ 810 (37 CFR 1.17(m))
☐ Small entity statement enclosed herewith.
☐ Small entity statement previously filed.
☐ Other than small entity – fee \$ _____ (37 CFR 1.17(m))

Refund Ref:
05/09/2011 0030097419

Credit Card Refund Total: \$555.00

2. Reply and/or fee

HB Exp.: XXXXXXXXXXXX1062

A. The reply and/or fee to the above noted Office action in the form of
RCE and Response to Final Office Action (identify type of reply):

- ☐ has been filed previously on
☒ is enclosed herewith.

B. The issue fee of \$ _____

- ☐ has been paid previously on _____
☐ is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity)
disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable, petition under 37 CFR 1.137(b) was unintentional.

3.43.11
Date


Paul Davis, Reg. No. 29,294

Goodwin|Procter LLP
135 Commonwealth Drive
Menlo Park, CA 94025
Tel: 650 752-3106
Customer No. 77845

Adjustment date: 05/09/2011 CKHL0K
03/23/2011 INTEFSW 00009875 10574373
02 FC:2253

-555.00 OP

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND			
1 Date of Request: <u>3/24/11</u>		2 Serial/Patent # <u>10/575,373</u>	
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED
<input type="checkbox"/>	Filing		\$
<input type="checkbox"/>	Amendment		\$
<input checked="" type="checkbox"/>	Extension of Time		<u>3/23/11</u> \$ <u>555</u>
<input type="checkbox"/>	Notice of Appeal/Appeal		\$
<input type="checkbox"/>	Petition	1	\$
<input type="checkbox"/>	Issue		\$
<input type="checkbox"/>	Cert of Correction/Terminal Disc.		\$
<input type="checkbox"/>	Maintenance		\$
<input type="checkbox"/>	Assignment		\$
<input type="checkbox"/>	Other		\$
		7 TOTAL AMOUNT OF REFUND	\$ <u>555</u> <u>000</u>
10 REASON:		8 TO BE REFUNDED BY: <u>Credit Card</u>	
<input type="checkbox"/>	Overpayment	Treasury Check	
<input type="checkbox"/>	Duplicate Payment	Credit Deposit A/C #: <u>9</u>	
<input checked="" type="checkbox"/>	No Fee Due (Explanation):		
<u>Ext. of time not available</u>			
11 REFUND REQUESTED BY:			
TYPED/PRINTED NAME: <u>Kenya A. McLaughlin</u>		TITLE: <u>Petitions Attorney</u>	
SIGNATURE: <u>/kenyamclaughlin/</u>		PHONE: <u>571-272-3222</u>	
OFFICE: <u>Office of Petitions</u>			
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****			
APPROVED: <u>CKKPK</u>		DATE: <u>5/9/11</u>	

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to: